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7 Anthem Blue Cross Life and Health Insurance  
Company (erroneously sued as “Anthem”)  
8

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11

12 GREGG HANSEN,

13 Plaintiff,

14 vs.

15 DR. LORANCE LEVY; DR. GENEVIEVE  
ESTILO; MARIN NEPHROLOGY; MARIN  
16 GENERAL HOSPITAL; ANTHEM; SUTTER  
HEALTH; SATELLITE DIALYSIS; and  
17 MEDICARE,

18 Defendants.  
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No.: 3:17-cv-03473-WHO

**STIPULATED REQUEST TO MODIFY  
BRIEFING SCHEDULE ON MOTIONS TO  
DISMISS**

Compl. Filed: April 4, 2017  
Removal Date: June 15, 2017  
Trial Date: Not Yet Set

Honorable William H. Orrick

1 Plaintiff Gregg Hansen (“Plaintiff”) and Defendants Centers for Medicare and Medicaid  
2 Services (“CMS”) and Anthem Blue Cross Life and Health Insurance Company (“Anthem”)  
3 (collectively “Defendants”) respectfully request that the Court modify the briefing schedule  
4 associated with Defendants’ Motions to Dismiss which are set for hearing on August 30, 2017. The  
5 basis for this request and supporting stipulation is set forth below.

6  
7 WHEREAS, Plaintiff filed his First Amended Complaint (“FAC”) on July 6, 2017 (Docket  
8 No. 17);

9  
10 WHEREAS, all Defendants filed Motions to Dismiss the FAC and set the motions for  
11 hearing on August 30, 2017 (Docket Nos. 20, 21 and 23);

12  
13 WHEREAS, the Court continued the initial case management conference to August 30, 2017,  
14 to take place at the same time as the hearing on the pending Motions to Dismiss (Docket No. 22);

15  
16 WHEREAS, Plaintiff’s response to CMS’ Motion to Dismiss and Anthem’s Motion to  
17 Dismiss was due to be filed and served on August 2, 2017;

18  
19 WHEREAS, Plaintiff requested a two-week extension of time up to and including August 16,  
20 2017, to respond to the CMS Motion to Dismiss and Anthem’s Motion to Dismiss;<sup>1</sup>

21  
22 WHEREAS, Defendants agree to stipulate that Plaintiff may have until August 16, 2017, to  
23 respond to the Motions to Dismiss provided that Defendants have up to and including August 23,  
24 2017, to file their Reply Briefs;

25  
26 \_\_\_\_\_  
27 <sup>1</sup> Plaintiff contacted counsel for Anthem on August 3, 2017, to say that he had only received a copy of Anthem’s Motion  
28 to Dismiss the day before. Plaintiff also contacted counsel for CMS on August 3, 2017, with an identical message. Counsel for Anthem responded that its file reflects delivery of the copy of the Motion to Dismiss that was served at the time of filing several weeks before. Counsel for CMS has not yet confirmed the service date. In any event, and rather than dispute the issue, the parties have agreed to approach the Court to request a modified briefing schedule.

1 NOW THEREFORE, the undersigned parties stipulate as follows:  
2

3 Plaintiff's deadline to respond to the CMS Motion to Dismiss (Docket No. 21) and Anthem's  
4 Motion to Dismiss (Docket No. 20) shall be extended up to and include August 16, 2017.  
5 Defendants CMS and Anthem's deadline to file any Reply Briefs shall be extended up to and include  
6 August 23, 2017.  
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8 **IT IS SO STIPULATED.**

9 DATED: August \_\_\_\_, 2017.  
10

GREGG HANSEN, *in pro per*

11 By: \_\_\_\_\_  
12 Gregg Hansen  
13

14 DATED: August \_\_\_\_, 2017.

15 BRIAN J. STRETCH  
16 United States Attorney

17 By: /s/ Robin M. Wall  
18 ROBIN M. WALL  
19 Assistant United States Attorney  
20 Attorneys for Defendant  
21 Centers for Medicare and Medicaid Services  
22 Nephrology

23 DATED: August \_\_\_\_, 2017.

24 REED SMITH LLP

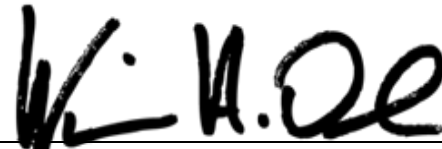
25 By: /s/ Karen A. Braje  
26 Kenneth N. Smersfelt  
27 Karen A. Braje  
28 Attorneys for Defendant  
Anthem Blue Cross Life and Health Insurance  
Company (erroneously sued as "Anthem")

1 **ORDER**

2 Pursuant to the parties' stipulated request to modify the briefing schedule, it is hereby  
3 ordered that: Plaintiff's deadline to respond to the CMS Motion to Dismiss (Docket No. 21) and  
4 Anthem's Motion to Dismiss (Docket No. 20) shall be extended up to and include August 16, 2017.  
5 Defendants CMS and Anthem's deadline to file any Reply Briefs shall be extended up to and include  
6 August 23, 2017.

7 SO ORDERED.

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9 Dated: August 8, 2017

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12 HON. WILLIAM H. ORRICK  
13 United States District Judge  
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